THE HONOURABLE SRI JUSTICE N.V.RAMANA

Writ Petition No. 13279 of 1996

Dated: 12.12. 2006

Between:

Dr. D. Hemachalam

…..PETITIONERS

AND

Sri Venkateswara University,
Rep by its Registrar, Tirupati and ors

….RESPONDENTS

THE HONOURABLE SRI JUSTICE N.V.RAMANA

W.P. No. 13279 of 1996

ORDER:

This writ petition is filed seeking a declaration that the petitioner is entitled to be appointed to the post of Professor in Commerce in Sri Venkateswara University in preference to respondent No.3 on the basis of the marks secured by him in the interview conducted for selection to the said post in pursuance of the notification dated 29.9.1995.

The writ petition was admitted as far back as on 10.7.1996. The petitioner served notice on respondent No.3, while the Standing Counsel for Sri Venkateswara University took notice for respondent Nos. 1, 2 and 4. Despite receipt of notice, respondent No.3 did not enter his appearance. Though the learned Standing Counsel for Sri Venkateswara University took notice for respondent Nos. 1, 2 and 4, no counter was filed on their behalf. Therefore, to facilitate respondent Nos. 1, 2 and 4 to file their counter, this Court at the request of the learned Standing Counsel for Sri Venkateswara University, adjourned the matter on three occasions from 14.11.2006, but no counter is filed till date.

In the absence of any counter filed by the respondents rebutting the allegations made by the petitioner in the affidavit filed by him in support of the writ petition, this Court has no option, except to accept the averments made by the petitioner in the affidavit filed in support of the writ petition to be true and correct and allow the writ petition with directions as prayed for.

Accordingly, the writ petition is allowed with directions as prayed for. No costs.

N.V.RAMANA,J

DATE: 12.12.2006
GRK

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